

M/D 1

IN THE UNITED STATES DISTRICT COURT FOR
THE MIDDLE DISTRICT OF ALABAMA

2008 FEB 15 A 9:36

Keith Tolber, Willie Dewart & Johnny Hugley)Full name and prison name of
Plaintiff(s)DEBRA P. HACKETT, CLERK
U.S. DISTRICT COURT
MIDDLE DISTRICT ALA

v.

CIVIL ACTION NO.

2:08cv108-MEF

(To be supplied by Clerk of U.S. District
Court)City of Montgomery
Warden - W.R. CollinsName of person(s) who violated your
constitutional rights. (List the names
of all the person.)

I. PREVIOUS LAWSUITS

A. Have you begun other lawsuits in state or federal court dealing with the same or similar facts involved in this action? YES No

B. Have you begun other lawsuits in state or federal court relating to your imprisonment? YES NO

C. If your answer to A or B is yes, describe each lawsuit in the space below. (If there is more than one lawsuit, describe the additional lawsuits on another piece of paper, using the same outline.)

1. Parties to this previous lawsuit:

Plaintiff(s) _____

Defendant(s) _____

2. Court (if federal court, name the district; if state court, name the county)

3. Docket number _____
4. Name of judge to whom case was assigned _____
5. Disposition (for example: was the case dismissed? Was it appealed? Is it still pending?) _____
6. Approximate date of filing lawsuit _____
7. Approximate date of disposition _____

II. PLACE OF PRESENT CONFINEMENT Montgomery City Jail

PLACE OR INSTITUTION WHERE INCIDENT OCCURRED _____

Montgomery City Jail

III. NAME AND ADDRESS OF INDIVIDUAL(S) YOU ALLEGE VIOLATED YOUR CONSTITUTIONAL RIGHTS.

NAME	ADDRESS
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1. City of Montgomery (Warden Collins) 320 N. Ripley St, Montgomery, AL 36004
2. _____
3. _____
4. _____
5. _____
6. _____

IV. THE DATE UPON WHICH SAID VIOLATION OCCURRED _____

Beginning 2007 - through - current date

V. STATE BRIEFLY THE GROUNDS ON WHICH YOU BASE YOUR ALLEGATION THAT YOUR CONSTITUTIONAL RIGHTS ARE BEING VIOLATED:

GROUND ONE: Bivens v. Sixth Unknown Narcotic Agents (claim)

STATE BRIEFLY THE FACTS WHICH SUPPORT THIS GROUND. (State as best you can the time, place and manner and person involved.)

The city of montgomery are currently violating our Eight and fourteenth Amendment Rights, of the united states constitution, by taxing our Commissary draw, and/or phone calls locally, without first Affording Due Process. And Treating us "deliberately indifferent" from other state (Alabama Dept. Corrections) and federal inmate (B.o.P.).

GROUND TWO: Resulting in "cruel and unusual" Punishment. (see; Art. I, §9, U.S. Const.).

SUPPORTING FACTS:

Two:
GROUND ~~THREE~~: BIVENS v. SIXTH UNKNOWN NARCOTIC AGENTS (claim)

SUPPORTING FACTS: The Respondents are currently denying the movant access to the courts, Due process, by failure to afford him adequate access to a Law Library, in violation of the Fifth Amendment Rights of the U.S. constitution.
A defendant facing a lengthy prison sentence, deprived of liberty, should have access to a Law Library, to assist his counsel with preparation of his defense. see WOLF VS. McDANIEL U.S. — (1969).

VI. STATE BRIEFLY EXACTLY WHAT YOU WANT THE COURT TO DO FOR YOU.
MAKE NO LEGAL ARGUMENT. CITE NO CASES OR STATUTES.

Keith Tollett, John Hayes
Signature of plaintiff(s)
Willie D. Dewharrt

I declare under penalty of perjury that the foregoing is true and correct.

Executed on 2/12/08
(Date)

Keith Tollett
Signature of plaintiff(s)

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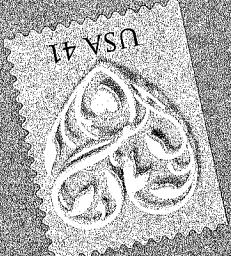
11/11
P.O. Box

Office of Clerk

Debra P. Hachell

MONTGOMERY CITY JAIL
INMATE MAIL

MONTGOMERY CITY JAIL
INMATE MAIL



Montgomery 10/10/3610
P.O. Box 159
1427 1st Street